

By Lombardino

H. E. No. 980

A BILL TO BE ENTITLED

AN ACT

relating to the composition of the Texas Board of Athletic Trainers; amending Sections 2 and 3, Chapter 498, Acts of the 62nd Legislature, Regular Session, 1971 (Article 4512d, Vernon's Texas Civil Statutes); and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. Sections 2 and 3, Chapter 498, Acts of the 62nd Legislature, Regular Session, 1971 (Article 4512d, Vernon's Texas Civil Statutes), are amended to read as follows:

"Section 2. (a) The Texas Board of Athletic Trainers, composed of three members, is created. On October 1, 1973, a new Texas Board of Athletic Trainers, consisting of nine members, shall replace the original Texas Board of Athletic Trainers. The new Texas Board of Athletic Trainers shall have the same powers and duties as the original Texas Board of Athletic Trainers. To qualify as a member, a person must be a citizen of the United States and a resident of Texas for five years immediately preceding appointment. The board shall consist of one licensed athletic trainer who is employed by a professional sports organization in this state, one coach who is employed by a college or university in this state, two physicians licensed by the State Board of Medical Examiners, two licensed athletic trainers who are employed by high schools in this state, and three licensed athletic trainers who are employed by colleges or universities in this state. [~~Two~~

1 ~~members must be licensed athletic trainers, except for the initial~~  
2 ~~appointees, and one member must be a physician licensed by the~~  
3 ~~state.]~~

4       "(b) The members of the board shall be appointed by the  
5 governor with the advice and consent of the Senate. Except for  
6 the initial appointees, members hold office for terms of six  
7 years. The terms expire on January 31 of odd-numbered years.  
8 In making the initial appointments, members of the original Board  
9 of Athletic Trainers shall be retained, and the governor shall  
10 designate three members [~~one member~~] for a term expiring in 1975,  
11 three members [~~1973, one member~~] for a term expiring in 1977  
12 [~~1975~~], and three members [~~one member~~] for a term expiring in  
13 1979 [~~1977~~].

14       "(c) Each appointee to the board shall qualify by taking  
15 the constitutional oath of office within 15 days from the date  
16 of his appointment. On presentation of the oath, the secretary  
17 of state shall issue commissions to appointees as evidence of  
18 their authority to act as members of the board.

19       "(d) In the event of death, resignation, or removal of any  
20 member, the vacancy of the unexpired term shall be filled by the  
21 governor in the same manner as other appointments.

22       "Section 3. (a) The board shall elect from its members  
23 for a term of one year, a chairman, vice chairman, and  
24 secretary-treasurer, and may appoint such committees as it  
25 considers necessary to carry out its duties.

26       "(b) The board shall meet at least twice a year. Additional  
27 meetings may be held on the call of the chairman or at the written

1 request of any two members of the board.

2 "(c) The quorum required for any meeting of the board is  
3 five [~~two~~] members. No action by the board or its members has  
4 any effect unless a quorum of the board is present."

5 Sec. 2. The importance of this legislation and the crowded  
6 condition of the calendars in both houses create an emergency and  
7 an imperative public necessity that the constitutional rule  
8 requiring bills to be read on three several days in each house  
9 be suspended, and this rule is hereby suspended, and that this  
10 Act take effect and be in force from and after its passage, and  
11 it is so enacted.

## COMMITTEE REPORT

Date 5/7/73,

HONORABLE PRICE DANIEL, JR.

Speaker of the House of Representatives.

Sir:

We, your Committee on State Affairs, to whom was  
 referred M.B. No. 980, have had the same under consideration

and beg to report back with recommendation that it ( do ) ~~do not~~ pass.

YES The Committee recommends that this measure be considered for the ~~Local~~ and Consent Calendar. Immed. Effect

House sponsor of Senate measure: \_\_\_\_\_

The measure was reported from Committee by the following record vote:

<u>13</u>	ayes
<u>0</u>	nays
<u>0</u>	present, not voting
<u>0</u>	absent

Price Daniel  
 Vice Chairman.

~~This measure proposes new law.~~

Committee on State Affairs

BILL ANALYSIS

Background Information:

At present the Texas Board of Athletic Trainers is composed of three members.

What the Bill Proposes to Do:

To amend Article 4512d, V.T.C.S., by increasing the membership of the Texas Board of Athletic Trainers from 3 members to 9 members.

Section by Section Analysis:

Section 1. Amends Secs. 2 and 3, Art. 4512d, V.T.C.S., by adding the provision that on October 1, 1973, a new Texas Board of Athletic Trainers consisting of 9 members shall replace the original Board, with the new Board having the same duties and powers as the present Board; further provides that members of the original Board shall be retained and designates that the Governor shall name members for specific terms ending at specified times; sets a quorum at 5 members rather than 2.

Sec. 2. Emergency Clause.

Summary of Committee Action:

# LEGISLATIVE BUDGET BOARD

Austin, Texas

## FISCAL NOTE

March 23, 1973

Honorable David Finney, Chairman  
Committee on State Affairs  
House of Representatives  
Capitol Building, Room 304  
Austin, Texas 78701

In Re: House Bill No. 980  
By: Lombardino

Sir:

In response to your request and pursuant to House Rule VIII, Section 27, this office finds the fiscal implications and probable cost of House Bill No. 980 (relating to the composition of the Texas Board of Athletic Trainers) to be as follows:

1. Based on the current level of funding, the probable cost of implementing the provisions of the bill during each of the first five years following passage is estimated as follows:

<u>Fiscal Year</u>	<u>Cost</u>
1974	\$ 5,000
1975	5,000
1976	5,000
1977	5,000
1978	5,000

2. Similar annual costs will continue as long as the provisions of the bill are in effect.

  
Thomas M. Keel  
Legislative Budget Director

SUMMARY OF COMMITTEE ACTION:

The Committee on State Affairs posted notice in  
Accordance with Rule VIII, Section 13, and considered H.B. No. 980  
in a public hearing/~~formal meeting~~ on 5/7, 1973. ~~The~~  
~~bill was referred to Sub committee and reported back favorably to the~~  
~~full committee with amendment(s) on 5/7, 1973.~~ The  
Committee voted on 5/7, 1973 by a record vote of  
13 ayes and 0 <sup>2 present</sup> nays, to report the bill back to the House  
Favorably/~~Unfavorably~~ with the recommendation that it do/~~do not pass~~ <sup>pass</sup>  
~~as amended.~~

~~This bill proposes new law by adding~~

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By: Lombardino

H.B. No. 980

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11 it is so enacted. \_\_\_\_\_

C  
H.B. No. 988

By Amador

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FILED MAR 7 1973

READ FIRST TIME  
AND REFERRED TO COMMITTEE ON

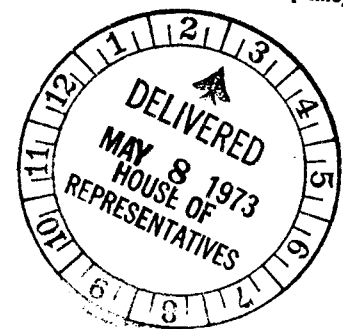
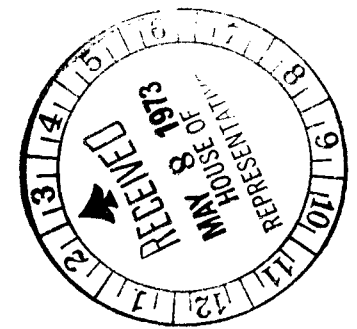
State Affairs

Dorothy Hallman  
Chief Clerk, House of Representatives

Fiscal Note Request 3/14/73

David Finney

MAY 7 1973 REPORTED FAVORABLY SENT TO PRINTER



PRINTED, DISTRIBUTED AND  
REFERRED TO COMMITTEE ON MAY 8 1973  
CALENDARS 2:30 P M (Time) (Date)

MAY 12 1973  
READ SECOND

TIME \_\_\_\_\_ AND

ORDERED \_\_\_\_\_ ENGROSSED

*now ready vote -*

Dorothy Hallman

Chief Clerk, House of Representatives

MAY 12 1973 Read third time

and Passed

by following vote yeas 127

Nays 0 - 3 present

Dorothy Hallman  
Chief Clerk  
HOUSE OF REPRESENTATIVES

MAY 16 1973 SENT TO ENGROSSING OFFICE

PRINTED, DISTRIBUTED AND  
REF  
CALE  
(Date)

By: Lombardino

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Regular Session, 1971 (Article 4512d, Vernon's Texas Civil Statutes);  
and declaring an emergency.

3- 7-73 Filed.

3-12-73 Read first time and referred to Committee on State Affairs.

5- 7-73 Reported favorably, sent to printer.

5- 8-73 Printed, distributed and referred to Committee on Calendars  
at 2:30 p.m.

5-12-73 Read second time and ordered engrossed by a non-record vote.

5-12-73 Read third time and passed by the following vote: Yeas 127,  
Nays 0 and 3 present not voting.

Dorothy Hallman  
Chief Clerk, H. of R.

5-12-73 Sent to Engrossing Clerk.

5-12-73 Engrossed.

*Oscar Guggen*  
Engrossing Clerk, H. of R.

MAY 14 1973 RETURNED FROM ENGROSSING CLERK SENT TO THE CLERK

MAY 14 1973 Received from the House

MAY 14 1973 Read, referred to Committee on STATE AFFAIRS

\_\_\_\_\_ Reported favorably. \_\_\_\_\_

\_\_\_\_\_ Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

\_\_\_\_\_ Ordered not printed. \_\_\_\_\_

\_\_\_\_\_ Regular order of business suspended by

(unanimous consent.

(\_\_\_\_\_ yeas, \_\_\_\_\_ nays.

\_\_\_\_\_ To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays.

\_\_\_\_\_ Read second time \_\_\_\_\_ passed to third reading.

\_\_\_\_\_ Caption ordered amended to conform to body of bill.

\_\_\_\_\_ Senate and Constitutional 3-Day Rules suspended by vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays to place bill on third reading and final passage.

\_\_\_\_\_ Read third time and passed by (a viva-voce vote.  
(\_\_\_\_\_ yeas, \_\_\_\_\_ nays.

OTHER ACTION:

\_\_\_\_\_  
Secretary of the Senate

\_\_\_\_\_ Returned to HOUSE